

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

May 6, 2002  
8:00 p.m.

Council Chambers  
Bellevue, Washington

PRESENT: Mayor Marshall, Deputy Mayor Degginger, Councilmembers Creighton, Davidson, Mosher, and Noble

ABSENT: Councilmember Lee

1. Call to Order

The meeting was called to order at 8:05 p.m. by Mayor Marshall, who presided.

2. Roll Call, Flag Salute

Upon roll call by the City Clerk, all Councilmembers except Mr. Lee were present. Mr. Mosher led the flag salute.

(a) Recognition of Pat Sheffels' election as Director at Large of American Planning Association

Planning and Community Development Director Matt Terry announced that Pat Sheffels, Planning Commissioner, was recently elected by planning commissioners and planners throughout the country to serve as Director at Large of the American Planning Association.

Deputy Mayor Degginger congratulated Ms. Sheffels and reflected on their joint service on the Planning Commission for a five-year period. Mr. Degginger praised Ms. Sheffels' hard work, leadership, and contributions to land use planning and policy development.

Ms. Sheffels thanked staff and Council for their support.

(b) Proclamation of Older Americans Month

Mayor Marshall read a proclamation declaring May as Older Americans Month and May 13-19 as Senior Center Week in Bellevue.

3. Communications: Written and Oral

- (a) John Albertson spoke in opposition to widening Bellevue Way and 112<sup>th</sup> Avenue. He feels the Downtown Implementation Plan (DIP) Citizen Advisory Committee (CAC) represents business interests rather than residents. Mr. Alberston said his review of the records of the CAC's proceedings indicates that City staff provided City Council with informed and thoughtful program input early in the DIP process. However, he feels the CAC has failed to operate within its defined charter, scope, and schedule. He said CAC meetings are consistently held during business hours, making it difficult for residents to participate.
- (b) Catherine Minckler, representing her neighborhood, spoke in opposition to widening Bellevue Way. She relayed concerns that expansion of the street will curtail pedestrian activity, expose residents to dangerous traffic conditions, and ultimately ruin the neighborhood.
- (c) Renay Bennett, a member of the Downtown Implementation Plan CAC, said downtown Bellevue was rezoned in 1981 to its current density potential of 50 million square feet. Surrounding residents opposed the rezone, but the City promised to protect neighborhoods. She noted that the three representatives of residents on the CAC – Margot Blacker, Doug Hoople, and herself – voted against consideration of proposals to widen Bellevue Way and 112<sup>th</sup> Avenue. Ms. Bennett emphasized that the CAC's recommendations do not represent residents. She asked Councilmembers to protect neighborhoods and to remove consideration of these projects from the DIP process.
- (d) Rich Wagner, Baylis Architects, said he enjoyed working with City staff and residents on the Newport Hills Shopping Center Urban Design Study. He hopes to see at least parts of the project implemented and noted that development lies in the hands of the private sector. Mr. Wagner thanked City staff members Matt Terry, Dan Stroh, and Ellen Miller-Wolfe for their involvement and hard work.
- (e) Andrew Nenninger, VoiceStream Wireless, expressed support for the plan to deploy wireless services in the right-of-way as discussed in the earlier Study Session.
- (f) Helen Spadoni, Parks and Community Services Department, introduced Martha Franklin, President of the North Bellevue Senior Center Advisory Board, and invited Council and the public to visit the senior center during Older Americans Month. Ms. Franklin thanked Council for the proclamation at the beginning of the meeting and distributed handouts of upcoming activities.

4. Reports of Community Councils, Boards and Commissions: None.

5. Report of the City Manager: None.

6. Council Business

Dr. Davidson attended three meetings related to establishing targets for returning salmon [including WRIA (Water Resource Inventory Area) 8 Steering Committee and the Puget Sound Shared Strategy Development Committee].

Mayor Marshall declared a short break to clear the Council Chambers of departing attendees.

Mr. Noble reminded Councilmembers of the May 8 kickoff event for the Eastside Human Services Forum to be held at 5:00 p.m. at Kirkland Performance Center.

Mr. Mosher thanked Dr. Davidson for covering his meetings while he was on vacation.

Deputy Mayor Degginger said he and Mayor Marshall met with the chairs and vice chairs of Bellevue's boards and commissions. He praised commissioners and board members for their hard work, commitment, and valuable advice to Council.

Mayor Marshall reported on her participation in a DUI drill at Eastside Catholic High School. She noted that Bellevue has not lost any children on Prom or Graduation nights since the City and schools began conducting the drills in 1991.

7. Approval of the Agenda

➡ Mr. Mosher moved to approve the agenda, and Mr. Degginger seconded the motion.

➡ The motion to approve the agenda carried by a vote of 6-0.

8. Consent Calendar

➡ Mr. Creighton moved to approve the Consent Calendar, and Dr. Davidson seconded the motion.

➡ The motion to approve the Consent Calendar carried by a vote of 6-0, and the following items were approved:

- (a) Minutes of April 15, 2002 Study Session  
Minutes of April 15, 2002 Regular Session  
Minutes of April 22, 2002 Extended Study Session
- (b) Ordinance No. 5367 establishing a compensation program for the City Manager.
- (c) Motion to approve payment of claims for the period ending April 25, 2002, and payroll for the period April 1 through April 15, 2002.
- (d) Motion to reject all bids for Bid No. 0212 for the construction of Sixth Street Park, the new mini park located at 1015 SE 6<sup>th</sup> Street.

- (e) Motion to award Bid No. 0216 for construction of a sidewalk and a bike lane in the *Northeast Bellevue neighborhood* on 173<sup>rd</sup> Avenue NE in the amount of \$188,255.50 to Sanders General Construction as low bidder.  
(CIP Plan No. NEP-1)
- (f) Resolution No. 6691 authorizing execution of an interlocal agreement with the King County Department of Transportation for the design, construction, and maintenance of street improvements related to the development of the Eastgate Park and Ride Lot, CIP Plan NO. PW-I-86, 150<sup>th</sup> Avenue SE/Eastgate Way.
- (g) Resolution No. 6692 authorizing an amendment to the agreement with the Central Puget Sound Regional Transit Authority for constructing stage 1 of the Bellevue Transit Center Expansion and NE 6<sup>th</sup> Street roadway improvements to extend the contract completion date from April 2, 2002 to June 30, 2002.  
(CIP Plan No. PW-R-142)
- (h) Resolution No. 6693 authorizing execution of a grant agreement and supplements, if necessary, with the Washington State Department of Transportation Office of Local Programs for Federal Transportation Equity Act for the 21<sup>st</sup> Century/Surface Transportation Program funds in the amount of \$332,000 for the 116<sup>th</sup> Avenue NE Overlay project, a subproject within CIP Plan No. PW-M-1, Street Overlays.
- (i) Resolution No. 6694 authorizing execution of a professional services agreement with HDR Engineering, Inc. in the amount of \$291,529 to provide construction inspection and management services for the replacement of the Meydenbauer Bridge. (CIP Plan No. PW-M-11)
- (j) Ordinance No. 5368 authorizing and providing for the acquisition of interests in land for the purpose of improvements to 156<sup>th</sup> Avenue NE – NE 8<sup>th</sup> Street to Northup Way; providing for condemnation, appropriation, taking and damaging of land and property rights necessary therefore; providing for the cost thereof and directing the initiation of appropriate proceedings in the manner provided by law for said condemnation. (CIP Plan No. PW-R-107)
- (k) Resolution No. 6695 authorizing execution of a five-year lease with Cingular Wireless LLC for telecommunications facilities at the Woodridge Reservoir located at 1843 125<sup>th</sup> Avenue SE.

9. Public Hearings

- (a) Meydenbauer Center Construction Methodology

Carla Weinheimer, Community Development Manager, said the purpose of the public hearing is to receive public comment on the preliminary determination made by Council on April 1 to allow an alternative public works contracting procedure for the Meydenbauer Convention Center expansion. The alternative contracting procedure is known as the GC/CM (General

Contractor/Construction Manager) approach and allows a general contractor to be involved in the design process.

Ms. Weinheimer said the Meydenbauer Center expansion project meets state requirements for utilizing the GC/CM process. A final determination regarding adoption of the GC/CM process will be made by Council in the coming weeks following tonight's public hearing. She noted that the topic of tonight's hearing is approval of a contracting method and not approval of the specific project.

- ➡ Deputy Mayor Degginger moved to open the public hearing, and Mr. Mosher seconded the motion.
- ➡ The motion to open the public hearing carried by a vote of 6-0.
- (1) Roger Anderson spoke in favor of adopting the GC/CM contracting approach for the Meydenbauer Center expansion project. He identified himself as a general contractor and member of the Bellevue Convention Center Authority (BCCA) Board. He feels the GC/CM approach reduces public project risks while enhancing the quality of the work. The GC/CM approach is supported by the Washington State Alternative Public Works Methods Oversight Committee in its 2001 report to the state legislature. Mr. Anderson read conclusions from the report indicating that the GC/CM method improved schedule compliance and budget controls and reduced cost overruns for public agencies.
- ➡ Deputy Mayor Degginger moved to close the public hearing, and Mr. Mosher seconded the motion.
- ➡ The motion to close the public hearing carried by a vote of 6-0.
- 10. Land Use: None.
- 11. Other Ordinances, Resolutions and Motions
  - (a) SE 8<sup>th</sup> Street Reconstruction, CIP Plan No. PW-M-10

David Berg, Transportation Assistant Director for Capital Projects, requested Council's approval of a bid for the reconstruction of SE 8<sup>th</sup> Street and authorization to execute Amendment No. 5 to the consultant agreement with KPFF Consulting Engineers for the completion of engineering design services. The reconstruction project will raise the SE 8<sup>th</sup> Street roadway and provide proper storm drainage, install a traffic signal at the intersection with Bellefield Office Park, and provide pedestrian walkways.

Mr. Berg noted this project was discussed with Council in late summer 1999 and subsequently delayed by the efforts of Geoff Bidwell and a group known as FAIR (Fiscal Accountability Involving Residents). The matter was appealed to the State Shoreline Hearings Board, which denied the appeal. The City has been working with the state Department of Ecology to address concerns expressed by Mr. Bidwell and FAIR. Mr. Berg said the delay has resulted in increased project costs of approximately \$580,000.

Deputy Mayor Degginger said he is troubled by the project delay and increased costs.

- (1) Motion to award Bid No. 0202 for the reconstruction of SE 8<sup>th</sup> Street from 112<sup>th</sup> Avenue SE to 118<sup>th</sup> Avenue SE in the amount of \$2,483,304.88 to Gary Merlino Construction Company, Inc. as low bidder.

- ➡ Deputy Mayor Degginger moved to award Bid No. 0202 to Gary Merlino Construction Company, and Mr. Noble seconded the motion.

Dr. Davidson inquired about modern technologies to prevent the new roadway from sinking. Mr. Berg said the project will provide a lightweight fill using Styrofoam blocks, which will bridge and support the roadway without adding unwanted weight. Gary Merlino Construction is experienced in the use of this proven technology.

Responding to Mr. Noble, Mr. Berg said the City is coordinating this project with the State's involvement in the interchange project at SE 8<sup>th</sup> Street as well as other City projects at NE 8<sup>th</sup> Street and 112<sup>th</sup> Avenue. Mr. Berg said this project needs to be completed as soon as possible, before construction of the *Access Downtown* overpass project at NE 4<sup>th</sup> Street is initiated.

- ➡ The motion to award Bid No. 0202 carried by a vote of 6-0.

- (2) Resolution No. 6696 authorizing execution of Amendment No. 5 to the consultant agreement with KPFF Consulting Engineers, Inc. in the amount of \$50,490 for the completion of engineering design services required to amend and update the construction documents for the SE 8<sup>th</sup> Street rehabilitation project for a total contract amount of \$289,501.

- ➡ Deputy Mayor Degginger moved to approve Resolution No. 6696, and Mr. Mosher seconded the motion.

- ➡ The motion to approve Resolution No. 6696 carried by a vote of 6-0.

## 12. Unfinished Business

- (a) Report on the Newport Hills Shopping Center Urban Design Study

Planning and Community Development Director Matt Terry described staff's work with Newport Hills residents to develop a preferred alternative for the redevelopment of Newport Hills Shopping Center. He noted that the grocery store at the center recently and unexpectedly closed. Unfortunately, this action eliminated many options that had been identified by residents during the past year. If and when a new tenant chooses to lease the former grocery store, residents and City staff will be in a position to reevaluate redevelopment alternatives.

Dr. Davidson attended one of the community meetings regarding the project. He said the meeting was well attended and residents were eager to rejuvenate the shopping center. Responding to Dr. Davidson, Mr. Terry said several potential uses (community center, school,

housing) were discussed by residents but none meet all of the identified community objectives except for the current retail uses.

Deputy Mayor Degginger attended several of the community meetings and was encouraged by the level of citizen involvement. He hopes viable uses can be identified to preserve the center.

Mr. Mosher thanked staff for their work on this project. He expressed an interest in how other cities have dealt with the challenge of rejuvenating neighborhood centers.

Mayor Marshall emphasized the City's commitment to working to implement whatever residents would like to see for the shopping center. She thanked Mr. Terry and Ellen Miller-Wolfe, Economic Development Project Manager, for their work on this project.

- (b) Ordinance No. 5231 determining the public advantage in vacating a portion of Cascade Key in the plat of Newport Shores and vacating the same subject to certain conditions.

Ron Kessack, Right-of-Way Manager, recalled that in October 1999 the City received a petition to vacate a portion of the right-of-way at the entry to Newport Shores. At a subsequent public hearing, Council learned that the roadway had inadvertently been built over private property owned by Newport Shores Yacht Club. Mr. Kessack said the City has now acquired the property and staff requests Council's approval of the street vacation.

☞ Deputy Mayor Degginger moved to adopt Ordinance No. 5231, and Mr. Mosher seconded the motion.

☞ The motion to adopt Ordinance No. 5231 carried by a vote of 6-0.

### 13. Continued Oral Communications

- (a) Irv Weisser requested Council's immediate intervention regarding the 124<sup>th</sup> Avenue SE redesign project. He said residents met with City staff to discuss a change in the design of a small island at 41<sup>st</sup> St. and 124<sup>th</sup> Avenue SE. Residents requested replacing the angled entry to 124<sup>th</sup> Avenue with a corner in order to discourage cut-through traffic and slow down traffic. Mr. Weisser said construction of the project is underway and the island has been cut following the old design. Residents are finding it difficult to turn out onto the street due to the heavy traffic.

Mayor Marshall said the Transportation Director will respond to Mr. Weisser's inquiry.

- (b) Hazel Kelly spoke against widening 112<sup>th</sup> Avenue and Bellevue Way. She is opposed to a proposal to construct an office building next to the Pancake Corral. Ms. Kelly is concerned about traffic and other impacts to the neighborhood and the nearby blueberry farm.

### 14. New business: None.

15. Executive Session: None.

16. Adjournment

At 9:04 p.m., Mayor Marshall declared recess to return to the Study Session.

Myrna L. Basich  
City Clerk

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